

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CIVIL ACTION NO. 1:15-CV-140-RLV-DCK**

DARYL A. HENSLEY,)	
)	
Plaintiff,)	
)	
v.)	<u>ORDER</u>
)	
CAROLYN W. COLVIN,)	
Acting Commissioner of Social Security)	
)	
Defendant.)	
)	

THIS MATTER IS BEFORE THE COURT on Plaintiff's "Consent Request For Stay Of Motion To Dismiss" (Document No. 7) filed October 2, 2015. This motion has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b), and immediate review is appropriate. Having carefully considered the motion and the record, and noting Defendant's consent, the undersigned will grant the motion.

Plaintiff seeks to stay a decision on the pending "...Motion To Dismiss" (Document No. 5) until after the Appeals Council has ruled on Plaintiff's request for extension nunc pro tunc pursuant to 20 C.F.R. § 404.982. The undersigned finds good cause to allow the motion.

IT IS, THEREFORE, ORDERED that "Consent Request For Stay Of Motion To Dismiss" (Document No. 7) is **GRANTED**, and this matter is **STAYED**. Plaintiff shall file a Status Report, or a response to the pending motion, within **fourteen (14)** days of the Appeals Council's ruling.

SO ORDERED.

Signed: October 2, 2015



David C. Keesler
United States Magistrate Judge

